

Louis L. Kurtz, OSB #760353  
[lou@kfjllp.com](mailto:lou@kfjllp.com)  
Kurtz, Ford & Johnson, LLP  
400 East 2nd Ave., Ste 101  
Eugene, OR 97401  
Telephone: (541) 484-1273  
Facsimile: (541) 683-1815  
Attorneys for Defendant Stein

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
EUGENE DIVISION**

KAY KARNECKI,

Plaintiff,

v.

CITY OF SISTERS, OREGON, ALAN  
HOLZMAN, WENDY HOLZMAN, ERIC  
PORTER, PAULINE HARDIE, LON  
KELLSTROM, MEDIBBEN WOMACK,  
DARYL TEWALT, DOUG ROBERTS,  
ANDREW GORAYEB, BRAD BOYD,  
EILEEN STEIN,

Defendants.

**Case No. 6:13-cv-02150-TC**

**DEFENDANT STEIN'S ANSWER  
TO PLAINTIFF'S COMPLAINT**

COMES NOW defendant Stein, by and through her attorneys, Kurtz, Ford & Johnson, LLP,  
and for her answer to the plaintiff's Complaint, admits, denies and alleges as follows:

1.

Admits defendant Stein is the former City Manager of defendant City of Sisters and that she periodically briefed the City Council on a variety of issues. Defendant Stein can neither admit nor deny she authored the writing alleged in paragraphs 1 and 16 of the plaintiff's Complaint because

a photocopy of the alleged writing is not attached to the Complaint as an exhibit and defendant Stein no longer has access to the alleged writing.

2.

Defendant Stein can neither admit nor deny the officer made the statement attributed to him in paragraph 49.

3.

Defendant Stein does not respond to allegations in the Complaint that are not directed toward defendant Stein.

4.

Except as admitted above or hereinafter alleged, defendant Stein denies each and every other allegation, matter and thing contained in the plaintiff's Complaint and the whole thereof.

WHEREFORE, having fully answered the plaintiff's Complaint, defendant Stein prays that the Complaint be dismissed and that she have and recover judgment against plaintiff for her costs and disbursements.

DATED this 13th day of February, 2014.

KURTZ, FORD & JOHNSON, LLP  
Attorneys for Defendant Stein

/s/ Louis L. Kurtz

LOUIS L. KURTZ, OSB #760353  
Facsimile No: (541) 683-1815  
e-mail: [lou@kfjllp.com](mailto:lou@kfjllp.com)

**CERTIFICATE OF FILING**

I hereby certify that on February 13, 2014, I filed the original DEFENDANT STEIN'S ANSWER TO PLAINTIFF'S COMPLAINT with the U.S. District Court via the ECF filing system.

/s/ Louis L. Kurtz

Louis L. Kurtz, OSB #760353  
Kurtz, Ford & Johnson, LLP  
Of Attorneys for Defendant Stein  
400 East 2nd Avenue, Suite 101  
Eugene, OR 97401  
Telephone: (541) 484-1273  
Email: [lou@kfjllp.com](mailto:lou@kfjllp.com)

---

**CERTIFICATE OF SERVICE**

I hereby certify that on February 13, 2014, I served a true copy of the DEFENDANT STEIN'S ANSWER TO PLAINTIFF'S COMPLAINT by ECF on the individuals listed below:

Foster A. Glass  
Attorney at Law  
339 SW Century Dr., Ste 201  
Bend, OR 97702  
Attorney for Plaintiff

Robert E. Franz, Jr.  
Attorney at Law  
P.O. Box 62  
Springfield, OR 97477  
Attorney for Defendants City of  
Sisters, Holzman, Porter, Hardie,  
Kellstrom, Womack, Tewalt,  
Roberts, Gorayeb and Boyd

/s/ Louis L. Kurtz

Louis L. Kurtz, OSB #760353  
Kurtz, Ford & Johnson, LLP  
Of Attorneys for Defendant Stein